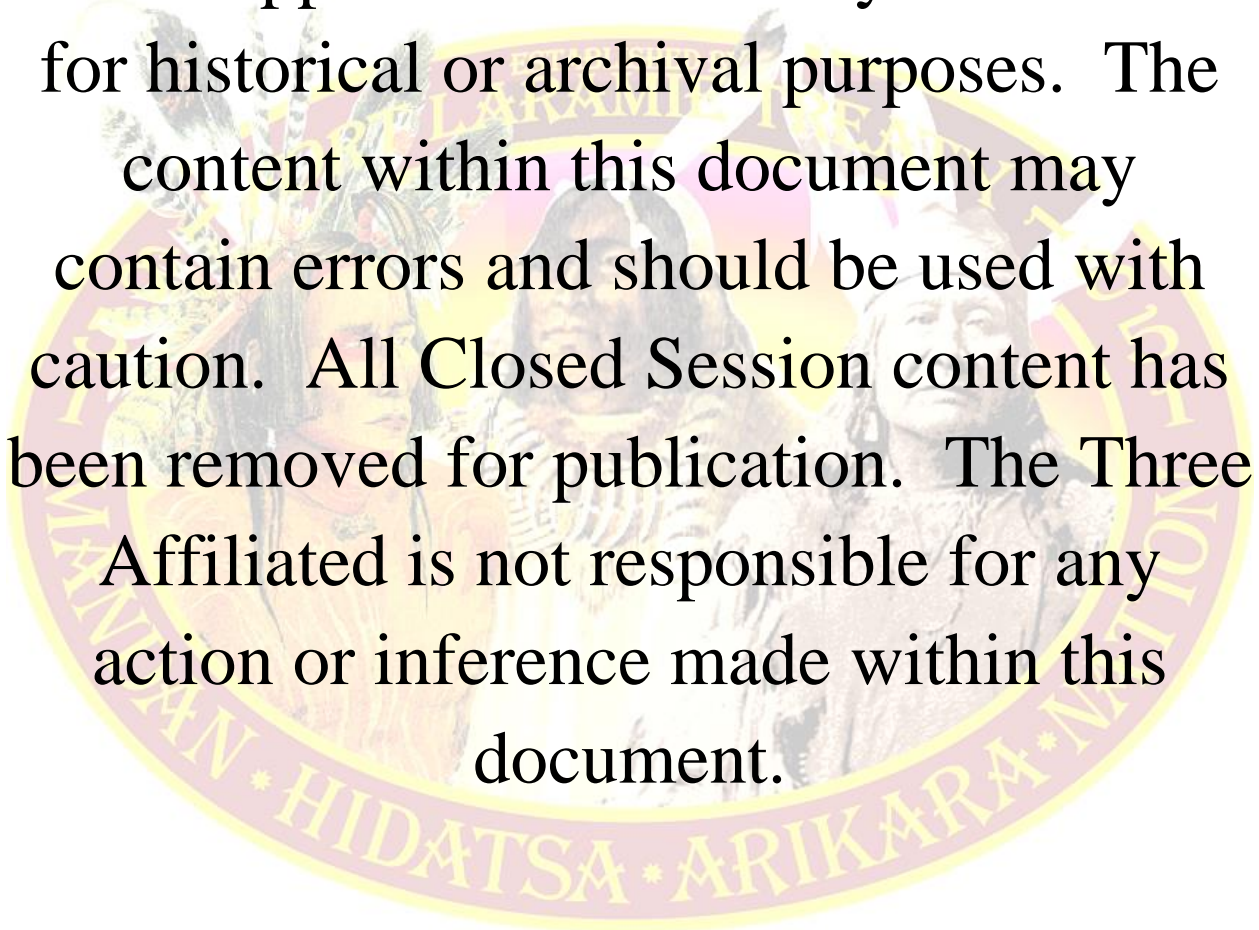


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**THREE AFFILIATED TRIBES
TRIBAL BUSINESS COUNCIL
REGULAR MEETING NO. 05-07-NH
MARCH 14, 2005**

CALL TO ORDER:

Vice-Chairman Marcus Wells, Jr., convened the meeting at 10:40 a.m. with invocation by Councilman Whitecalfe.

ROLL CALL: Chairman Tex G. Hall [11:00] Councilman Marcus Wells, Jr., Councilman Malcolm Wolf, Councilman Mervin Packineau, and Councilman Nathan Hale.

Members Absent: Councilman Daylon Spotted Bear and Councilman Malcolm Wolf [left at 12:30 p.m. and returned at 3:00 p.m.]

**01. RESOLUTION NO. 05-55 NH, APPOINTMENT OF BOARD/COMMISSIONERS
WHITE SHIELD:**

Councilman Wolf moved for approval of a Resolution entitled, "Election White Shield Area Boards and Commissions, for terms from February 2005, thru November 2006."

Councilman Hale seconded the motion.

BOARDS AND COMMISSIONERS ARE: Fort Berthold Housing Authority Board [Danile Henry] Four Bears Casino, [Don Yellow Bird] KMHA/MHA Board [Diana Howling Wolf] TERO Commission, [Pricilla Young Bird Fort Berthold Community College [Dewy Hosie], Fort Berthold Development [Fred Fox]

VOTE: 5 Ayes, 0 Nays, 0 Abstentions, 0 Not voting. Motion carried.

02. RESOLUTION NO. 05-56-NH, GAMING COMMISSION WHITE SHIELD

Councilman Packineau moved for approval of a Resolution entitled, "Election White Shield Area Gaming Enterprises Advisory Board." Councilman Hale seconded the motion.

DISCUSSION: Gerald White Sr. was elected to serve on the TAT Gaming Commission February, 2005 and commencing November, 2006.

VOTE: 5 Ayes, 0 Nays, 0 Abstentions, 0 Not voting. Motion carried.

**03. RESOLUTION NO. 05-57-NH, FORT BERTHOLD HOUSING
AUTHORITY[RESCINDS RESOLUTION 00-87-DSB]**

Councilman Hale moved for approval of a Resolution, "entitled, \$750,000 JTAC Funds to the Fort Berthold Housing Authority. Councilman White Calf seconded the motion.

Councilman Hale amended his motion to change the figure of, "\$750,000 to \$500,000." Councilman White Calf seconded the motion.

VOTE: 5 Ayes, 0 Nays, 0 Abstentions, 0 Not voting. Motion carried.

NOTE: Chairman Hall entered [at 11:00 a.m.] and Vice-Chairman Wells turned the chair over to him.

04. RESOLUTION NO. 05-58-NH, LINE OF CREDIT FOUR BEARS/NORTH SEGMENT ELDER HOMES PROJECT DULY APPROVED ON FY -2005:

Councilman Wolf moved for approval of a Resolution entitled, "Line of Credit for the Four Bears Segment Elder Home Projects duly approved on FY-2005 to include the following names, Geraldine Wounded Face (Four Bears) Shirley Smith (Four Bears) Gail Baker (Four Bears.) Councilman Hale seconded the motion.

Councilman Wolf amended his motion, "to include the costs of \$75,000 to \$85,000 to construct a home for Mary Elk that will be located in the North Segment, with Esley Thornton, Sr. changing his residence from Four Bears to the North Segment; and that collateral is working capital. Councilman Hale concurred with the amended

VOTE: 5 Ayes, 0 Nays, 1 Abstention, 0 Not voting. Motion carried.

05. DEVELOPING FINANCIAL PLAN:

Councilman Wells moved for approval to direct the CEO, Treasurer, and appropriate Finance Staff, to meet every Monday morning to develop a financial plan and present their findings and recommendations at the April 14, 2005 TBC Meeting. Councilman Hale seconded the motion.

VOTE: 6 Ayes, 0 Nays, 0 Abstentions, 0 Not voting. Motion carried.

06. TRAVEL FREEZE:

Councilman Hale moved for approval to have appropriate staff give a directive that all travel will be put on hold, with an exception of only for extreme emergency purposes, case by case, if they are on the Federal Budget, **and only** if they have funds available in their line item; also absolutely no purchasing and or hiring until the budget is balanced. Councilman Wells seconded the motion.

VOTE: 6 Ayes, 0 Nays, 0 Abstentions, 0 Not voting. Motion carried.

07. RESOLUTION NO. 05-59-NH, ADOPTION OF FY-05 GENERAL FUND BUDGET:

Councilman Wells moved for approval of the FY-05 General Fund [\$ 23,565.050] as amended with a deficit of \$5, 9360.50 that a line of credit or a loan would financially support. Councilman Whitecalfe seconded the motion.

VOTE: 4 Ayes, 1 Nay, 0 Abstentions, 0 Not voting. Motion carried.

08. ACCOUNTING RESOLUTION:

This matter was deferred.

09. FOUR BEARS AREA:

- Water tower constructed- All residents in the Four Bears area will be hooked up to water.
- Four Bears Daycare 3 weeks Grand Opening
- Groundwork begins on the Convenience Store

10. MANDAREE AREA:

- Convenience Store
- Segment Vehicle

11. PARSHALL:

Easter Dinner April 23, 2005

[Break 1:18 p.m. Reconvened at 1:40 p.m.]

12. TREASURERS REPORT:

- Acting Chief Financial Officer Recommendation
- Procurement
- Performance Measure and Goals for CFO Implementing strategies
- New Software
- Providing a current balance
- Annual review
- Policies and Procedures

13. ACTING CHIEF FINANCIAL OFFICER:

Councilman White Calf moved for approval to appoint Kim Connelle as Acting Chief Financial Officer with a salary of \$65,000 until June, 2005, when his performance will be evaluated. Councilman Packineau seconded the motion.

VOTE: 6 Ayes, 0 Nays, 0 Abstentions, 0 Not voting. Motion carried.

14. RESOLUTION NO. 05-60-NH, APPROVAL OF BLACK ROCK RESOURCES LLC PROPOSAL FOR OIL/GAS DEVELOPMENT:

Councilman Wells moved for approval of a Resolution entitled, "Approval of Black Rock Resources LLC Proposal for Oil and Gas Development. Councilman Whitecalfe seconded the motion.

VOTE: 5 Ayes, 0 Nays, 1Abstention, 0 Not voting. Motion carried.

15. RESOLUTION NO. 05-61-NH, REQUEST ALL LAKESHORE LANDS BE RETURNED TO THE TRIBE:

Councilman Wells moved for approval of a Resolution entitled, "Request all Lakeshore lands be returned to the Tribe." Councilman White Calf seconded the motion.

VOTE: 5 Ayes, 0 Nays, 0 Abstentions, 0 Not voting. Motion carried.

16. BUREAU OF INDIAN AFFAIRS GRAZING LEASES: Executive Session

Councilman Wells moved for approval of a recommendation from the Bureau of Indian Affairs and Tribal Natural Resources Department to provide a notice to each person who currently holds a grazing permit, informing them that Resolution No. 00-02-DSB will be strictly enforced. Councilman Hale seconded the motion.

VOTE: 5 Ayes, 1 Nay, 0 Abstentions, 0 Not voting. Motion carried.

17. TRIBAL HOUSING DIVISION CONTRACT- CONSULTANT AGREEMENT DENNIS DEUTSCH TAT-ADMINISTRATION:

Councilman White Calf moved for approval of a consultant agreement between Tribal Housing Division and Dennis Deutsch for the amount of \$4500 per month from April 1, 2005 and ending April 1, 2006; Councilman moved for approval of a consultant agreement between Dennis Deutsch and the Tribal Administration to provide consultation in the form of construction planning, coordination, and supervision of construction until the completion of said projects: 1) Mandaree School @ \$1000 per month and 2) Justice Center & North Segment Community Building @ \$500 per month, further, that the consultant shall be retained for the period beginning March 1, 2005 and ending September 30, 2005, with the compensation not to exceed \$10,500.00. Councilman Wells seconded the motion.

Councilman White Calf amended his motion to also include language, "trading in current vehicle and purchasing a pick-up truck for the Tribal Housing Division."

VOTE: 6 Ayes, 0 Nays, 0 Abstentions, 0 Not voting. Motion carried.

(Tape 3)

18. TRIBAL HOUSING DIVISION PURCHASE OF MOBILE HOME: RICHARD/ GENA MAYER:

Councilman Packineau moved for approval to authorize the Tribal Housing Division to purchase a double wide mobile home from Richard and Gena Mayer for \$35,000, subject to an appraisal cost. Councilman Wells seconded the motion.

VOTE: 5 Ayes, 1 Nays, 0 Abstentions, 0 Not voting. Motion carried.

19. RFP - HIP RENOVATION:

Councilman White Calf moved for approval of a HIP renovation contract between the Tribal Housing Division and the lowest bidder, Remack Line Construction Company who also falls under Indian preference. Councilman Wells seconded the motion.

VOTE: 5 Ayes, 0 Nays, 0 Abstentions, 0 Not voting. Motion carried.

20. RESOLUTION NO. 05-62-NH, PURCHASE OF THE NEW TOWN LADY EAGLES STATE BASKETBALL TICKETS 2005.

Councilman Wells moved for approval to pay for the New Town” Lady Eagles,” State basketball Tickets@ \$10, 104.00 for the 2005 State B Girls Basketball games. Councilman Packineau seconded the motion.

VOTE: 6 Ayes, 0 Nays, 0 Abstentions, 0 Not voting. Motion carried.

21. DAMON BRADY [2] DAUGHTERS GOING TO NATIONAL BASKETBALL.

Councilman Wells moved for approval to grant \$250 respectively to Leigh Ann Brady and Anna Leigh Brady to attend a National Basketball Tournament. Councilman Wolf seconded the motion.

VOTE: 6 Ayes, 0 Nays, 0 Abstentions, 0 Not voting. Motion carried.

22. Roads Department: The Director will handle this situation as it involves internal problems.

23. RESOLUTION DRUG TASK FORCE FOR WESTERN ND.

Informational Drug Presentation – Jurisdictional issues, tribal code extradition domestic violence programs. Thomas Jones, FBI Fargo, and Jan Worley, States Attorney, will be asked to make their presentation on war against drugs. They are requesting a Resolution from the Tribe to set up a “Drug Task Enforcement.” Questions were raised regarding the broader impact it may have on the Social Service Division with money available for the treatment aspect.

24. WENDELL WHITE FINANCIAL REQUEST:

Councilman Wolf moved for approval of the request of Wendell White to travel to Helena Montana to attend a workshop on Post Traumatic Stress Disorder [PTSD], subject to the Tribal Travel and Per Diem Policy, and to have the CEO determine if the costs can be taken from the Vocational Rehabilitation Project, and if not, to take it from the grants and donations line item. Councilman Wells seconded the motion.

VOTE: 6 Ayes, 0 Nays, 0 Abstentions, 0 Not voting. Motion carried.

25. CHARLENE FREDERICKS GOURDE EDUCATIONAL LOAN:

Councilman Wells moved for approval of a \$2,000 educational loan for Charlene Fredericks Gourde. Councilman Packineau seconded the motion.

VOTE: 6 Ayes, 0 Nays, 0 Abstentions, 0 Not voting. Motion carried.

26. EDA/CEDS PROGRAM ADMINISTRATION:

Councilman White Calf moved for approval of a lay-off of Marian Spotted Bear as the EDA Administrator and to temporary appoints Tara Young Bird as the Acting EDA/CEDS Administrator until the position can be advertised and filled. Councilman Hale seconded the motion.

VOTE: 6 Ayes, 0 Nays, 0 Abstentions, 0 Not voting. Motion carried.

27. ADJOURNMENT:

Councilman White Calf moved for approval to adjourn the meeting at 5:40 p.m. Councilman Wells seconded the motion.


VOTE: 6 Ayes, 0 Nays, 0 Abstentions, 0 Not voting. Motion carried.

CERTIFICATION

I, the undersigned, as Secretary of the Tribal Business Council of the Three Affiliated Tribes of the Fort Berthold Indian Reservation, hereby certify that the Tribal Business Council is composed of seven (7) members of whom five (5) constitute a quorum 7 were present at the Continuation Meeting thereof duly called, noticed, convened and held on the 19th day of May, 2005; that the foregoing Minutes were amended and duly adopted at such meeting by the affirmative vote of 7 members; 0 members opposed; 0 members abstained; 0 Members not voting.

Chairman [] Voting. [] Not voting.

Dated this 19TH day of May, 2005.


Executive Secretary, Nathan Hale
Tribal Business Council,
Three Affiliated Tribes

ATTEST:

Tribal Chairman, Tex G. Hall
Tribal Business Council,
Three Affiliated Tribes